

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

In re: Vitamins Antitrust Litigation

This Filing Relates To:

THE PROCTER & GAMBLE
COMPANY, et al.

v.

BASF AG, et al.
(Civil Action No. C-1-99-787 S.D. Ohio)

) Misc. No. 99-0197 (TFH)
) MDL No. 1285

) Docket No. 99-3046

FILED

FEB 09 2001

NANCY MAYER WHITTINGTON, CLERK
U.S. DISTRICT COURT

ORDER OF DISMISSAL WITH PREJUDICE OF CERTAIN
CLAIMS OF PLAINTIFFS THE PROCTER & GAMBLE COMPANY,
THE PROCTER & GAMBLE DISTRIBUTING COMPANY, THE PROCTER &
GAMBLE MANUFACTURING COMPANY AND SUNDOR BRANDS, INC.
AGAINST F. HOFFMANN-LA ROCHE LTD., HOFFMANN-LA ROCHE INC. AND
ROCHE VITAMINS INC.

Upon consideration of the Stipulation for Dismissal With Prejudice of
Certain Claims of The Procter & Gamble Company, The Procter & Gamble
Distributing Company, The Procter & Gamble Manufacturing Company and
Sundor Brands, Inc. against F. Hoffmann-La Roche Ltd., Hoffmann-La Roche
Inc. and Roche Vitamins Inc., and the Court being fully advised in the
premises,

IT IS HEREBY ORDERED THAT:

(1) the claims of The Procter & Gamble Company, The Procter &
Gamble Distributing Company, The Procter & Gamble Manufacturing Company
and Sundor Brands, Inc. (collectively, "Procter & Gamble") against F.

(21)

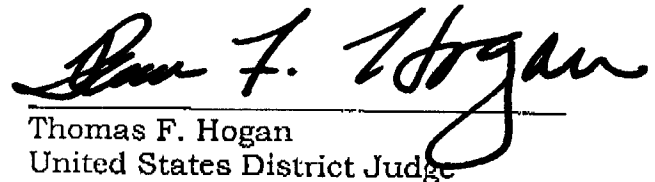
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Hoffmann-La Roche Ltd., Hoffmann-La Roche Inc. and Roche Vitamins Inc. (collectively, "Roche") asserted in the action styled The Procter & Gamble Company, et al. v. BASF Aktiengesellschaft, et al. (S.D. Ohio Civil Action No. C-1-99-787), relating to the purchase of vitamin products for delivery in the United States are dismissed with prejudice;

(2) the foregoing dismissal does not include, and shall have no effect upon: (a) all claims of Procter & Gamble against persons or entities other than Roche; (b) all claims which are, or may be, asserted by The Iams Company and its subsidiaries and divisions against any person or entity; and (c) all claims of Procter & Gamble relating to purchases for delivery outside the United States.

IT IS SO ORDERED.

Feb. 7, 2001


Thomas F. Hogan
United States District Judge